

The **Board of Examiners for Nursing** held a meeting on June 1, 2011 at 61 Woodland Street, Room B-39, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Patricia Bouffard, RN, Chair
Mary M. Brown, RN
Jennifer Long, APRN
Jeffrey T. Marvin, Public Member
Katherine Pellerin, RN
Maria Pietrantuono, RN

BOARD MEMBERS ABSENT: Tarah Cherry, Public Member
Heidi Darling, LPN
Danielle O'Connell, RN

ALSO PRESENT: Stacy Owens, Counsel to the Board, DPH
Jennifer Filippone, Section Chief, DPH
Diane Cybulski, Supervising Nurse Consultant, DPH
Pamela Pelletier, Nurse Consultant, DPH
Matthew Antonetti, Principal Attorney, Legal Office, DPH
Janice E. Wojick, Administrative Assistant, DPH

Chair Patricia Bouffard called the meeting to order at 8:33 AM.

STUDENTS

Chair Bouffard welcomed students from Porter and Chester Institute Watertown Campus and the University of Connecticut.

Chair Bouffard and Katherine Pellerin would provide the students with an overview of the Board's responsibilities, jurisdiction, and nursing education programs at the end of the business meeting.

CHAIR UPDATES

There were no updates presented at this meeting.

OPEN FORUM

There were no requests or comments from the audience.

ADDITIONAL AGENDA ITEMS AND REORDERING OF AGENDA

- The Robert Wood Johnson Foundation and the Institute of Medicine article "The Future of Nursing"
- As there were only two discipline items on the agenda, the Board will review the ICO's as the first agenda item

INTERIM CONSENT ORDER - NICOLE ZUKOWSKI, RN

Legal Office Attorney Matthew Antonetti presented the Board with an Interim Consent Order for Nicole Zukowski. Ms. Zukowski was not present and did not have representation at this meeting. Mary Brown moved, seconded by Maria Pietrantuono, to accept the Interim Consent Order as presented for Ms. Zukowski which suspends Ms. Zukowski's license until the petition is resolved. The motion passed unanimously.

INTERIM CONSENT ORDER - ZYGMUNT MYSLIWIEC, RN

Legal Office Attorney Matthew Antonetti presented the Board with an Interim Consent Order for Zygmunt Mysliwec. Mr. Mysliwec was not present and did not have representation at this meeting. Jennifer Long moved, seconded by Maria Pietrantuono, to accept the Interim Consent Order as presented for Mr. Mysliwec which suspends Mr. Mysliwec's license until the petition is resolved. The motion passed unanimously.

Katherine Pellerin arrived at this time.

LEGISLATIVE UPDATE

Jennifer Filippone reviewed the Legislative Update with the Board. The 2011 Legislation Session concludes at midnight on June 8, 2011.

SCHOOLS ISSUES - THREE RIVERS COMMUNITY COLLEGE - WAIVER REQUEST

The Board Office received a letter requesting the continuation of waivers for three clinical faculty members at Three Rivers Community College. The Board reviewed the documentation provided for all three waiver requests.

Katherine Pellerin moved, seconded by Mary Brown, to table the Fall 2011 semester waiver request for Zina Ruban pending current licensure documents. The motion passed unanimously.

Mary Brown moved, seconded by Katherine Pellerin, to table the Fall 2011 semester waiver request for Shawna Edwards pending final documents. The motion passed unanimously.

Maria Pietrantuono moved, seconded by Jennifer Long, to table the one-year waiver request for Tracy Cormier pending final documents. The motion passed unanimously.

SCHOOL ISSUES - WESTERN CT STATE UNIVERSITY - NEW CHAIR

Pam Pelletier presented the Board with a letter regarding Dr. Karen Crouse, Chair of the Department of Nursing at Western CT State University, who is stepping down from her position as Chair effective June 17, 2011. Dr. Catherine Rice will become the Chair on June 20, 2011, pending Board approval. The Board reviewed the documentation presented regarding Dr. Catherine Rice. There was no one present from the WCSU Nursing Program.

Katherine Pellerin moved, seconded by Maria Pietrantuono, that Dr. Rice's credentials do meet the requirements as specified in the Regulations for Connecticut State Agencies for Nursing Education regarding nursing faculty. The motion passed unanimously.

SCHOOLS ISSUES - FAIRFIELD UNIVERSITY - NEW CHAIR

Pam Pelletier presented the Board with a letter and CV for Dr. Suzanne Campbell, regarding her appointment as Interim Dean at Fairfield University School of Nursing which becomes effective July 1, 2011. Dr. Jeanne Novotny will be resigning from the University effective June 30, 2011. Dr. Campbell has been named Interim Dean while the University conducts a search for a new dean during the coming academic year. There was no one present from the Fairfield University Nursing Program.

Maria Pietrantuono moved and Mary Brown seconded that Dr. Campbell's qualifications do meet the requirements as specified in the Regulations for Connecticut State Agencies for Nursing Education regarding nursing faculty. The motion passed unanimously.

SCHOOL ISSUES – STONE ACADEMY – REQUESTED INFORMATION

Eleanor Davio and Donna Bys were present from Stone Academy. Pam Pelletier reviewed her report with the Board and the documentation provided from the program regarding the five-year study for the East Hartford Campus. Katherine Pellerin moved and Jennifer Long seconded to approve the five-year study for the East Hartford Campus of Stone Academy. The motion passed unanimously and the next review will be in February 2016.

Pam Pelletier will be conducting an on-site visit at the new West Haven site on June 13, 2011 and will present that report to the Board at the June 15, 2011 meeting.

SCHOOL ISSUES – STONE ACADEMY – CHANGE IN ADMINISTRATION

In addition, the Board of Examiners for Nursing reviewed and approved the transition of Donna Bys, RN, MSN, to Associate Director of the LPN programs effective June 27, 2011. Ms. Bys will be working closely with Eleanor Davio, the Program Director of the Stone Academy LPN Programs, and will assist in the oversight of both campuses in her new role. Her main office will be in East Hartford.

At the June 1, 2011 meeting, the Board had approved Leslie Harris, RN, MSN, at the Program Manager for Stone Academy's Hamden Campus which is also effective June 27, 2011. The Board requested an updated organizational chart for both campuses reflecting the noted approved changes.

SCHOOL ISSUES – PORTER AND CHESTER INSTITUTE – SITE VISIT – STRATFORD CAMPUS

Phyllis Del Mastro, Program Administrator for all Porter and Chester campuses, was present for this review and available to answer any questions the Board Members may have. Pam Pelletier conducted the on-site visit at the Stratford Campus on April 29, 2011. Ms. Pelletier reviewed her report with the Board. Katherine Pellerin moved and Jennifer Long seconded that the program be placed on conditional approval pending the program review which will take place in May of 2013 after the first graduating class. The motion passed unanimously.

LPN ON-LINE REFRESHER PROGRAM UPDATE

Jane Murdoch apprised the Board that there were three remaining LPN students that they are arranging clinical placements for.

SCOPE OF PRACTICE – CORRESPONDENCE/STATISTICS ON INQUIRIES

Diane Cybulski reviewed the calls received in the Board Office/Department for the month of April 2011. An interesting call was from an out-of-state licensed nurse travelling into Connecticut and questioned whether or not she could provide care to students on a school trip and the answer is no. There is no exemption in the Nurse Practice Act for out-of-state nurses to provide care for which she/he is professionally receiving payment. However, it is allowed if a nurse has an unrestricted license in another state or territory and is in Connecticut to provide *uncompensated health care services* in Connecticut in association with a (1) free clinic or similar charitable event with no cost to the persons, or (2) the Special Olympics or similar athletic competition held in the state which attracts a large number of out-of-state participants under certain conditions (Public Act 10-23 effective July 1, 2010). Others must have temporary permit to practice in Connecticut. Questions regarding licensure should be referred to 860-509-7590.

NATIONAL COUNCIL OF STATE BOARDS OF NURSING UPDATE

Diane Cybulski participated in a Scope of Practice Conference Call with the NCSBN.

Pamela Pelletier will be attending the NCSBN Nurse Licensure Compact Conference in Chicago and Jolanta Gawinski will be attending the NCSBN Investigator Conference in Chicago. Funds for both conferences were provided by the NCSBN.

The Board discussed this recent article published in the Institute of Medicine.

The Future of Nursing: Leading Change, Advancing Health

Released: October 5, 2010

Type: Consensus Report

Topics: Health Care Workforce, Quality and Patient Safety, Health Services, Coverage, Access

Activity: Robert Wood Johnson Foundation Initiative on the Future of Nursing, at the Institute of Medicine

Board: Studies under the Institute of Medicine Executive Office

With more than 3 million members, the nursing profession is the largest segment of the nation's health care workforce. Working on the front lines of patient care, nurses can play a vital role in helping realize the objectives set forth in the 2010 Affordable Care Act, legislative that represents the broadest health care overhaul since the 1965 creation of the Medicare and Medicaid programs. A number of barriers prevent nurses from being able to respond effectively to rapidly changing health care settings and an evolving health care system. These barriers need to be overcome to ensure that nurses are well-positioned to lead change and advance health. In 2008, The Robert Wood Johnson Foundation (RWJF) and the Institute of Medicine (IOM) launched a two-year initiative to respond to the need to assess and transform the nursing profession. The IOM appointed the Committee on the RWJF Initiative on the Future of Nursing, at the IOM, with the purpose of producing a report that would make recommendations for an action-oriented blueprint for the future of nursing. Through its deliberations, the committee developed four key messages:

- Nurses should practice to the full extent of their education and training.
- Nurses should achieve higher levels of education and training through an improved education system that promotes seamless academic progression.
- Nurses should be full partners, with physicians and other health care professionals, in redesigning health care in the United States.
- Effective workforce planning and policy making require better data collection and information infrastructure.

The United States has the opportunity to transform its health care system, and nurses can and should play a fundamental role in this transformation. However, the power to improve the current regulatory, business, and organizational conditions does not rest solely with nurses; government, businesses, health care organizations, professional associations, and the insurance industry all must play a role. Working together, these many diverse parties can help ensure that the health care system provides seamless, affordable, quality care that is accessible to all and leads to improved health outcomes.

ADJOURNMENT

It was the unanimous decision of the Board Members present to adjourn this meeting at 10:30 AM at which time Chair Bouffard and Katherine Pellerin spoke with the students.

The **Board of Examiners for Nursing** held a meeting on June 15, 2011 at the Legislative Office Building, Room 1-A, 300 Capitol Avenue, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Patricia Bouffard, RN, Chair
Mary M. Brown, RN
Tarah Cherry, Public Member
Heidi Darling, LPN
Jennifer Long, APRN
Jeffrey T. Marvin, Public Member
Danielle O'Connell, RN
Katherine Pellerin, RN
Maria Pietrantuono, RN

BOARD MEMBERS ABSENT: None

ALSO PRESENT: Stacy Owens, Counsel to the Board, DPH
Diane Cybulski, Supervising Nurse Consultant, DPH
Pamela Pelletier, Nurse Consultant, DPH
Linda Fazzina, Staff Attorney, Legal Office, DPH
Joelle Newton, Staff Attorney, Legal Office, DPH
Leslie Scoville, Staff Attorney, Legal Office, DPH
Ellen M. Shanley, Staff Attorney, Legal Office, DPH
David Tilles, Staff Attorney, Legal Office, DPH
Jeffrey A. Kardys, Administrative Hearings Specialist, DPH
Pohn Kwee, Secretary II, DPH
Gail Gregoriades, Court Reporter

Chair Patricia Bouffard called the meeting to order at 8:32 AM.

STUDENTS

There were no students in attendance.

SCHOOL ISSUES: STONE ACADEMY – NEW WEST HAVEN CAMPUS SITE VISIT

Pam Pelletier conducted an on-site survey visit to the new West Haven site on June 13, 2011 and reviewed her report with the Board. The Hamden program will be moving their campus to the West Haven site in July, 2011. There was no one present from the program. Maria Pietrantuono moved and Jennifer Long seconded to approve the new West Haven Campus. The motion passed with all in favor. Pam Pelletier will revisit the site in August 2011 to ensure completion of the student lounge and the secondary classroom.

Katherine Pellerin arrived at this time.

CONSENT ORDER – ELIZABETH KONEFAL, RN

Legal Office Attorney Joelle Newton presented the Board with a Consent Order for Elizabeth Konefal. Ms. Konefal was not present and did not have representation at this meeting. Mary Brown moved and Maria Pietrantuono seconded to approve the Consent Order as presented. The motion passed unanimously. Chair Bouffard signed the Consent Order.

CONSENT ORDER MODIFICATION – LESLIE MATEJEK, RN

Legal Office Attorney Ellen M. Shanley presented the Board with a Consent Order Modification for Leslie Matejek. Ms. Matejek was not present and did not have representation at this meeting. Jennifer Long moved and Katherine Pellerin seconded to approve the Consent Order Modification as presented. The motion passed unanimously. Chair Bouffard signed the Consent Order.

Heidi Darling arrived at this time.

CONSENT ORDER – ERICA SANCHEZ, RN

Legal Office Attorney Linda Fazzino presented the Board with a Consent Order for Erica Sanchez. Ms. Sanchez was present with counsel, Attorney Martha Murray. Jennifer Long moved and Katherine Pellerin seconded to approve the Consent Order for discussion. The motion failed as all were opposed. It was the recommendation of the Board to reduce the length of the probationary period.

MEMORANDA OF DECISION

Jeffrey A. Kardys presented the Board with the following Memoranda of Decision.

ELIZABETH DAVIS, LPN

Jennifer Long moved and Katherine Pellerin seconded to affirm the Board's prior decision to revoke Ms. Davis' license. The motion passed unanimously.

LYNN GUION, RN

Mary Brown moved and Danielle O'Connell seconded to affirm the Board's prior decision to revoke Ms. Guion's license. The motion passed unanimously.

MARC BILODEAU, RN

Mary Brown moved and Katherine Pellerin seconded to affirm the Board's prior decision to extend Mr. Bilodeau's probation to August 31, 2012. The motion passed unanimously.

RYAN TEAGUE, LPN

Jennifer Long moved and Maria Pietrantuono seconded to affirm the Board's prior decision to revoke Mr. Teague's license. The motion passed unanimously.

MOTION TO WITHDRAW STATEMENT OF CHARGES – YOLAINE JEAN-GUILLAUME, RN

Legal Office Attorney David Tilles presented the Board with a Motion to Withdraw Statement of Charges for Ms. Yolaïne Jean-Guillaume. Ms. Jean-Guillaume was present with counsel, Attorney Martha Murray. Ms. Jean-Guillaume has signed a Voluntary Surrender Affidavit with the Department of Public Health.

Jennifer Long moved and Katherine Pellerin seconded to accept the Motion to Withdraw Statement of Charges. The motion passed unanimously. Chair Bouffard signed the Motion.

MOTION TO WITHDRAW STATEMENT OF CHARGES – DEBBI MARTIN BROWN, RN

Legal Office Attorney Ellen M. Shanley presented the Board with a Motion to Withdraw Statement of Charges for Ms. Debbi Martin-Brown. Ms. Martin-Brown was present without representation at this meeting. Ms. Martin-Brown has signed a Voluntary Surrender Affidavit with the Department of Public Health.

Katherine Pellerin moved and Maria Pietrantuono seconded to accept the Motion to Withdraw Statement of Charges. The motion passed unanimously. Chair Bouffard signed the Motion.

HEARING – BRYAN SHERMAN, LPN

Legal Office Attorney Leslie Scoville was present representing the Department of Public Health. Mr. Sherman was present pro se. Testimony was provided by Thomas Walker and Mr. Sherman.

Katherine Pellerin moved and Maria Pietrantuono seconded that Mr. Sherman be found on all charges. The motion passed with all in favor with the exception of Tarah Cherry who was opposed.

Mary Brown moved and Maria Pietrantuono seconded that Mr. Sherman successfully complete coursework in Geriatric Medication Administration, General Medication Administration, and Ethics. Mr. Sherman's license will remain under suspension until he successfully completes the coursework. All other provisions of the Memorandum of Decision dated May 19, 2010 will remain in effect. The coursework under the first Memorandum of Decision is now required to be done first and once the suspension is lifted Mr. Sherman will still be required to have 40 hours of supervised med passes. The motion passed with Jennifer Long abstaining and Tarah Cherry was opposed.

REINSTATEMENT HEARING – MATTHEW BERUBE, RN

Legal Office Attorney Matthew Antonetti was present representing the Department of Public Health. Mr. Berube was present with counsel, Attorney Louis Todisco. Danielle O'Connell recused herself from this proceeding and left for the day. Testimony was provided by Matthew Berube, Paul Amble, MD, Lonny Johnson, Paul Pajeski, Kenneth Sakowski, and Mr. Berube's current wife. The Board recessed for lunch from 12:50 PM – 1:27 PM during which time Katherine Pellerin left for the day. Dr. Amble's testimony was held in Executive Session from 2:00 PM – 2:40 PM and the transcript will be sealed. The hearing concluded at 3:23 PM.

Mary Brown moved and Maria Pietrantuono seconded to grant Mr. Berube's request for reinstatement of his RN license. The evidence presented at this hearing shows that Mr. Berube can return to the practice of nursing under the following terms: he must successfully complete an RN Refresher Program which must include a clinical component, and he must successfully complete the NCLEX-RN. Upon completion of the refresher and the NCLEX-RN, Mr. Berube may apply for licensure. Upon return to the practice of nursing his license will be placed on probation for one year and he must work in a supervised setting and provide the Board and the Department with monthly employer reports. The motion passed with all in favor with the exception of Danielle O'Connor who recused herself from this proceeding, and Katherine Pellerin who left during the lunch break.

ADJOURNMENT

It was the unanimous decision of the Board Members present that this meeting be adjourned at 3:28 PM.